

Better Protection for Firearms and Ammunition Manufacturers

The Idaho Constitution and Statutes protect the rights afforded all United States citizens by the 2nd Amendment of the United States Constitution. But Idaho laws go even further to protect the rights of firearms and ammunition manufacturers from unnecessary lawsuits, liability and regulation so that those companies can focus on what is truly important, growing their business. The laws listed below highlight some of the best protections for gun owners and manufacturers in the United States.

For more information, please contact Idaho Commerce at 208-334-2470. You can visit us on the web at idahoworks.com, or visit business.idaho.gov.

Idaho Constitution Article I, § 11

SECTION 11. RIGHT TO KEEP AND

BEAR ARMS. The people have the right to keep and bear arms, which right shall not be abridged; but this provision shall not prevent the passage of laws to govern the carrying of weapons concealed on the person nor prevent passage of legislation providing minimum sentences for crimes committed while in possession of a firearm, nor prevent the passage of legislation providing penalties for the possession of firearms by a convicted felon, nor prevent the passage of any legislation punishing the use of a firearm. No law shall impose licensure, registration or special taxation on the ownership or possession of firearms or ammunition. Nor shall any law permit the confiscation of firearms, except those actually used in the commission of a felony.

Idaho Code § 5-247

Limitation on suits against a firearms or ammunition manufacturer, trade association or seller – Limitation on right to bring suit or recover damages

Summary: State agencies, counties and cities cannot bring suit against firearms or ammunition manufacturers relating to the design, manufacture, marketing or sale of firearms or ammunition to the public. (Some exceptions apply.)

Idaho Code § 6-1410

Products liability – Defectiveness of firearms or ammunition

Summary: No firearm or ammunition shall be deemed defective in design on the basis of its potential to cause serious injury, damage or death.

Idaho Statute 50-343

Regulation of Firearms – Control by state. No city may in any manner regulate the lawful ownership, possession or transportation of firearms when carried or transported for purposes not prohibited by the laws of the state of Idaho.

Idaho Statute 31-872

Regulation of Firearms – Control by state. No board or county commissioners of any county may in any manner regulate the lawful ownership, possession or transportation of firearms when carried or transported for purposes not prohibited by the laws of the state of Idaho.



Full text of the Idaho Constitution and Statutes available at www3.state.id.us.

Information in this booklet will be provided in alternative formats for persons with disabilities upon request.
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